

**Fallen Patriots Tax Relief Act—Amendment Modified:** A unanimous-consent agreement was reached providing that notwithstanding the November 3, 2003 passage of H.R. 3365, to amend title 10, United States Code, and the Internal Revenue Code of 1986 to increase the death gratuity payable with respect to deceased members of the Armed Forces and to exclude such gratuity from gross income, to provide additional tax relief for members of the Armed Forces and their families, the following amendment, previously agreed to, was modified:

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McConnell (for McCain) Amendment No. 2051, in the nature of a substitute.

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**Appointments:** (The following appointment was announced by the Chair on November 3, 2003.)

**National Council of the Arts:** The Chair, on behalf of the Majority Leader, pursuant to Public Law 105–83, announced the appointment of the following Senator to serve as a member of the National Council of the Arts: Senator Bennett, vice Senator Sessions.

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**Nomination Considered:** Senate resumed consideration of the nomination of William H. Pryor, Jr., of Alabama, to be United States Circuit Judge for the Eleventh Circuit.

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A second motion was entered to close further debate on the nomination and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on cloture will occur on Thursday, November 6, 2003.

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**Nomination—Agreement:** A unanimous-consent agreement was reached providing that the nomination of Michael J. Garcia, of New York, to be an Assistant Secretary of Homeland Security, be referred to the Committee on the Judiciary for a period not to exceed 30 days of Senate session.

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**Nominations Confirmed:** Senate confirmed the following nomination:

Gwendolyn Brown, of Virginia, to be Chief Financial Officer, National Aeronautics and Space Administration.

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**Messages From the House:**

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**Measures Referred:**

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**Executive Communications:**

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**Additional Cosponsors:**

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**Statements on Introduced Bills/Resolutions:**

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**Additional Statements:**

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**Amendments Submitted:**

Pages S13912–43

**Notices of Hearings/Meetings:**

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**Authority for Committees to Meet:** Page S13943

**Privilege of the Floor:** Page S13943

**Record Votes:** Two record votes were taken today. (Total—435) Pages S13876, S13890 91

**Adjournment:** Senate met at 9:33 a.m., and adjourned at 7:58 p.m., until 9:30 a.m., on Wednesday, November 5, 2003. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S13945.)

## Committee Meetings

(Committees not listed did not meet)

### FINANCIAL RECONSTRUCTION IN IRAQ

**Committee on Banking, Housing, and Urban Affairs:** Subcommittee on International Trade and Finance concluded a hearing on current financial reconstruction efforts in Iraq, focusing on activities to develop a sound infrastructure for economic recovery, after receiving testimony from M. Peter McPherson, Michigan State University, East Lansing, former Director of Economic Development, Coalition Provisional Authority in Iraq; and Mark Malloch Brown, United Nations Development Programme, New York, New York.

### NOMINATIONS

**Committee on Commerce, Science, and Transportation:** Committee concluded a hearing to examine the nominations of Cheryl Feldman Halpern, of New Jersey, to be a Member of the Board of Directors of the Corporation for Public Broadcasting, who was introduced by Senator Lautenberg, Elizabeth Courtney, of Louisiana, to be a Member of the Board of Directors of the Corporation for Public Broadcasting, Jeffrey A. Rosen, of Virginia, to be General Counsel of the Department of Transportation, who was introduced by Senator Allen, Kirk Van Tine, of Virginia, to be Deputy Secretary of Transportation, who was introduced by Senator Allen, and Michael D. Gallagher, of Washington, to be Assistant Secretary of Commerce for Communications and Information, after each nominee testified and answered questions in their own behalf.

### NOMINATIONS

**Committee on Finance:** Committee concluded a hearing to examine the nominations of Michael O'Grady, of Maryland, and Jennifer Young, of Ohio, who was introduced by Senator Voinovich, both to be an Assistant Secretary of Health and Human Services, and Bradley D. Belt, of the District of Columbia, to be a Member of the Social Security Advisory Board, after each nominee testified and answered questions in their own behalf.

**NOMINATIONS**

*Committee on Foreign Relations:* Committee concluded a hearing to examine the nominations of William J. Hudson, of Virginia, to be Ambassador to Tunisia, Margaret Scobey, of Tennessee, to be Ambassador to Syria, and Thomas Riley, of California, to be Ambassador to the Kingdom of Morocco, after the nominees, who were introduced by Senator Chafee, testified and answered questions in their own behalf.

**NORTH KOREA**

*Committee on Foreign Relations:* Subcommittee on East Asian and Pacific Affairs concluded a hearing to examine the human rights situation in North Korea, focusing on prison camps, six-party peace talks, the United Nations Human Rights Commission efforts, and strategies for those seeking asylum, after receiving testimony from David Hawk, U.S. Committee for Human Rights in North Korea, Mark Palmer, Capital Development Corporation, Sandy Rios, North Korea Freedom Coalition, Mike Mochizuki, George Washington University Sigur Center for Asian Studies, T. Kumar, Amnesty International, and Joel R. Charney, Refugees International, all of Washington, D.C.

**MENTAL HEALTH REPORT**

*Committee on Health, Education, Labor, and Pensions:* Subcommittee on Substance Abuse and Mental

Health Services concluded a hearing to examine the report from the President's New Freedom Commission on Mental Health relating to recommendations to improve mental health care in America, after receiving testimony from Charles G. Curie, Administrator, Substance Abuse and Mental Health Services Administration, Department of Health and Human Services; Stephen W. Mayberg, Member, President's New Freedom Commission on Mental Health; Paul S. Appelbaum, University of Massachusetts Medical School Department of Psychiatry, Worcester; Michael M. Faenza, National Mental Health Association, Washington, D.C., on behalf of the Campaign for Mental Health Reform; Carlos Brandenburg, Nevada Division of Mental Health and Developmental Services, Carson City; and Ann Buchanan, Cockeysville, Maryland.

**DATABASE SECURITY: IDENTITY THEFT**

*Committee on the Judiciary:* Subcommittee on Terrorism, Technology and Homeland Security concluded a hearing to examine database security, focusing on identity theft and S. 1350, Notification of Risk to Personal Data Act, after receiving testimony from David J. McIntyre, Jr., TriWest Healthcare Alliance, Phoenix, Arizona; Mark MacCarthy, Visa USA, Inc., Washington, D.C.; and Evan Hendricks, *Privacy Times*, Cabin John, Maryland.

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# House of Representatives

***Chamber Action***

**Measures Introduced:** 12 public bills, H.R. 3428–3439; and; 4 resolutions, H.J. Res. 76; H. Con. Res. 320, and H. Res. 431–432 were introduced.

**Pages H10339–40**

**Additional Cosponsors:**

**Pages H10340–41**

**Reports Filed:** Reports were filed today as follows:

H.R. 3145, to amend the Foreign Assistance Act of 1961 to reauthorize the Overseas Private Investment Corporation, amended (H. Rept. 108–339);

H.R. 3181, to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to reauthorize the predisaster mitigation program (H. Rept. 108–340);

H.R. 1274, to direct the Administrator of General Services to convey to Fresno County, California, the existing Federal courthouse in that county, amended (H. Rept. 108–341);

Conference report on H.R. 2559, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 2004 (H. Rept. 108–342);

H. Con. Res. 237, honoring the late Rick Lupe, lead forestry technician for the Bureau of Indian Affairs Fort Apache Agency, for his dedication and service to the United States and for his essential service in fighting wildfires and protecting the environment and communities of Arizona (H. Rept. 108–343);

S. 677, to revise the boundary of the Black Canyon of the Gunnison National Park and Gunnison Gorge National Conservation Area in the State of Colorado (H. Rept. 108–344);

S. 924, to authorize the exchange of lands between an Alaska Native Village Corporation and the Department of the Interior (H. Rept. 108–345);